

## REMARKS

### I. Summary of Office Action

Claims 1-30 were pending in this case.

In the Office Action, the Examiner contends that the Rule 132 Declaration of Bruce Davis ("the Davis Declaration") submitted by applicants on June 27, 2003 lacks evidence of nonobviousness commensurate with the scope of the pending claims (Office Action, § 4). In particular, the Examiner contends that the pending claims require the simultaneous display of a "second program window," and further contends that this feature is not supported by the Davis Declaration.

As a result, the Examiner maintained the rejection of claims 1-30 under 35 U.S.C. § 103(a) as being obvious from Reiter et al. U.S. Patent No. 4,751,578 in view of Young U.S. Patent No. 4,706,121.

The Examiner indicated that a Form PTO-1449 for applicants' May 17, 2003 Supplemental Information Disclosure Statement is missing from the Patent Office file for this case. The Examiner requested that applicants submit a Form PTO-1449 for the May 17, 2003 Supplemental Information Disclosure Statement concurrently with this Reply.

## **II. Summary of Examiner Interview**

Applicants wish to thank the Examiner for the telephonic interview of August 25, 2004, during which the Examiner acknowledged that the pending claims do not require the simultaneous display of a "second program window" as the Office Action suggests. For the Examiner's convenience, applicants have included below a written summary of the pending claims which reflects what was discussed in the interview.

The Examiner also acknowledged in the interview that the Davis Declaration demonstrates the nonobviousness of the pending claims. The Examiner therefore agreed to withdraw the § 103 rejections.

### **IIA. Summary of the Pending Claims**

Applicants' pending independent claims are directed to a method (claim 1), system (claim 11) and interactive media guide (claim 21) in which at least a substantial portion of a program is simultaneously displayed with at least one interactive program listing. In response to a user selection of the at least one program listing, a second program corresponding to the selected listing is displayed. For example, applicants'

FIG. 12 shows a Browse display on which a current program, for example, "Looking for Miracles" is simultaneously displayed with an interactive program listing for a second program "Educational Programming" (Applicants' specification, page 30, lines 2-19). In response to a user selection of the interactive program listing, video corresponding to the second program "Educational Programming" is displayed (Applicants' specification, page 31, lines 12-18).

### **III. Applicants' Reply**

Applicants wish to thank the Examiner for acknowledging that the Davis Declaration demonstrates the nonobviousness of the pending claims and for agreeing to withdraw the § 103 rejections.

Per the Examiner's request in the Office Action, applicants submit herewith a Form PTO-1449 (in duplicate) for applicants' May 17, 2004 Supplemental Information Disclosure Statement. Applicants respectfully request that a copy of the Form PTO-1449, as considered and initialed by the Examiner, be returned with the next communication.

#### IV. Conclusion

Applicants respectfully submit that the foregoing demonstrates that this application, including claims 1-30, is in condition for allowance. Prompt consideration and allowance of this application are accordingly respectfully requested.

Respectfully submitted,



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